

**IN THE UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF ILLINOIS  
EASTERN DIVISION**

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JAMES DEAN, JR., CATHERINE GILDEA,	)	
TODD SWINGLEY, SHAWN RAUCH, STACIE	)	
HUDGENS, STEVE LOPEZ, OSCAR FAEZELL,	)	
ANDREW KEIRCUL, JON BARRET, JULIE	)	
MATT, BRITTANY SUMMERFORD, ADAM	)	
GARVEY, DAVID SIEBERT, JOSEPH SMITH,	)	No. 1:09-cv-1190
STEVE DERRY, RYAN NILSON, JESSE LEVIN,	)	
STEVE KOPP, AND DARRELL MITCHELL,	)	
Plaintiffs,	)	
v.	)	
CITY OF CHICAGO, and CHICAGO	)	Honorable Judge Kennelly
POLICE OFFICER R. FIORITO, Star # 11624,	)	Magistrate Judge Nolan
Defendants,	)	

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**STIPULATION TO DISMISS**

IT IS HEREBY STIPULATED AND AGREED by and between the parties hereto, by their respective attorneys of record, that this matter is resolved as to Plaintiffs Joseph Smith, Steve Derry, David Seibert, Todd Swingley, Oscar Faezell as to Defendants City of Chicago and Chicago Police Officer R. Fiorito (Star #11624) and Plaintiffs Joseph Smith, Steve Derry, David Seibert, Todd Swingley, Oscar Faezell voluntarily dismiss all parties as to all of their claims, with prejudice, with each side bearing its own costs.

Respectfully submitted,

Erickson & Oppenheimer, Ltd.

By: s/ Jon F. Erickson  
One of the Attorneys for Plaintiffs

Dykema Gossett PLLC

By: s/ Kimberly D. Fahrbach  
One of the Attorneys for Defendant

City of Chicago

Querrey & Harrow Ltd.

By:           s/ Daniel F. Gallagher            
One of the Attorneys for Defendant  
R. Fiorito Star #11624

Dated:

Jon F. Erickson  
Erickson & Oppenheimer, LTD.  
217 N. Jefferson  
Suite 100  
Chicago, IL 60661  
312-327-3370

Terrence M. Burns  
Kimberly D. Fahrbach  
Dykema Gossett, PLLC  
10 S. Wacker Drive  
Suite 2300  
Chicago, IL 60606  
312-876-1700

Daniel F. Gallagher  
Querrey & Harrow Ltd.  
174 W. Jackson Blvd.  
Suite 1600  
Chicago, IL 60604  
312-540-7000

**CERTIFICATE OF SERVICE**

Jon F. Erickson, a licensed attorney, states that the above Stipulation was served on all opposing attorneys, via EM/ECF.

s/ Jon F. Erickson

Jon F. Erickson

217 N. Jefferson, Suite 100

Chicago, IL 60661

312-327-3370